

ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

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APR 19 2006
at 3 o'clock and 46 min. PM
SUE BEITIA, CLERK

Attorneys for Petitioner

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

TARYN CHRISTIAN,	) CIV. NO. 04-00743 DAE-LEK
	) (Habeas Corpus Proceeding)
Petitioner,)
	) TARYN CHRISTIAN'S FIRST
vs.	) MOTION FOR LEAVE TO CONDUCT
	) DISCOVERY; TARYN CHRISTIAN'S
RICHARD BISSEN, Acting	) FIRST MOTION TO PRODUCE
Director, STATE OF	) EVIDENCE FOR INSPECTION AND
HAWAI'I DEPARTMENT OF	) TESTING; MEMORANDUM IN SUPPORT
PUBLIC SAFETY,	) OF MOTION; EXHIBITS "A"- "C";
	) DECLARATION OF LOCAL COUNSEL;
	) NOTICE OF MOTION and
Respondent.	) CERTIFICATE OF SERVICE
)
)
	) Date: _____
	) Time: _____
	) Judge: _____
)

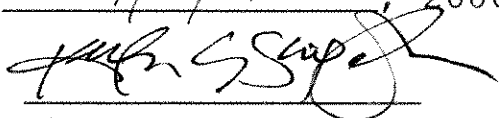
PETITIONER TARYN CHRISTIAN'S FIRST MOTION
FOR LEAVE TO CONDUCT DISCOVERY

The Honorable Honorable Leslie E. Kobayashi,

Magistrate Judge presiding.

NOW COMES, the Petitioner, Taryn Christian ("Petitioner"), by and through his undersigned counsels, pursuant to Rule 6 of the Rules Governing Section 2254; Rules 26 and 34 of the Federal Rules of Civil Procedure, requests an Order of this Court authorizing leave to conduct discovery of various materials and an Order directing the Prosecuting Attorney to produce evidence for inspection and testing in the above-entitled matter.

This motion is made pursuant to Rule 6 of the Rules Governing Section 2254 ; Rules 26 and 34 of the Federal Rules of Civil Procedure and is based upon the Fifth, Sixth and Fourteenth Amendments to the United States Constitution, Declaration of Counsel, the records and files of the instant case and such further evidence and argument as may be presented at a hearing on this Motion.

DATED: Honolulu, Hawaii, 4/19/06, 2006.

KEITH SHIGETOMI

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

TARYN CHRISTIAN,	)	CIV. NO. 04-00743 DAE-LEK
	)	(Habeas Corpus Proceeding)
Petitioner,)	
	)	TARYN CHRISTIAN'S FIRST
vs.	)	MOTION TO PRODUCE FOR
	)	INSPECTION AND TESTING
RICHARD BISSEN, Acting)	
Director, STATE OF)	
HAWAI'I DEPARTMENT OF)	
PUBLIC SAFETY,)	
)	
Respondent.)	
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**TARYN CHRISTIAN'S FIRST REQUEST TO PRODUCE EVIDENCE
FOR INSPECTION AND TESTING**

COMES NOW TARYN CHRISTIAN, Petitioner, by and through his counsels, Mark Barrett and Keith Shigetomi and hereby moves for an Order directing the Prosecuting Attorney to produce evidence for inspection and testing in the above-entitled matter.

This Motion is made pursuant to Rule 6 of the Rules Governing Section 2254 Cases in the United States District Courts; Rules 26 and 34 of the Federal Rules of Civil Procedure and is based upon the Fifth, Sixth and Fourteenth Amendments to the United States Constitution,

Declaration of Counsel, the records and files of the instant case and such further evidence and argument as may be presented at a hearing on this Motion.

DATED: Honolulu, Hawaii, 4/19/06, 2006.

A handwritten signature in black ink, appearing to read 'Keith Shigetomi', is written over a horizontal line.

KEITH SHIGETOMI
ATTORNEY AT LAW